

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1   9</div>	
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE		4. REQUISITION/PURCHASE REQ. NO. W81G67-0224-9705		5. PROJECT NO.(If applicable) English Coulee Div	
6. ISSUED BY CONTRACTING DIVISION USACE - ST PAUL 190 5TH STREET ST PAUL MN 55101-1638		CODE DACW37		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center;"><b>See Item 6</b></div>		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. DACW37-00-B-0020	
				X		9B. DATED (SEE ITEM 11) 04-Apr-2001	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
<b>11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS</b>							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended, <input checked="" type="checkbox"/> is not extended.  Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>  1  </u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
<b>13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS.</b> <b>IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.</b>							
A.THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B.THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C.THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D.OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) Opening Date Remains Unchanged  1. Section 01270, Paragraph 1.2.25, line 7 change "Stations 280+50 and 491+60" to "Stations 317+00 and 491+60"  2. Section 01270, Paragraph 1.2.25, after the last line add " - 69th Street (gravel) between Stations 280+50 and 317+00", approximately 1/2 to 1 -1/2 foot raise may be included in this work at the Government's option."  3. The Section 00700 Clause 52.217-4000. Exercise of Options, at line 4 after " or any extensions thereto." insert "The Government expects to exercise or reject options 30AA, 30AB, 30AC, 30AD, 30AE and 31 within 30 days of notice to proceed."							
<small>Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.</small>							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
15B. CONTRACTOR/OFFEROR  _____ (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA  BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED  05-Apr-2001	

## SECTION SF 30 BLOCK 14 CONTINUATION PAGE

4. In Section 00830 Attachment 2 - Insert the following General Decisions (ND010014 and ND010002) and their application are inserted:

APPLICABLE WAGE DECISIONS

Purpose

The terms 'Heavy Construction' and 'Highway Construction' are defined for the purpose of providing the contractor with guidance as to which Davis-Bacon Act wage determination applies to various portions of the project work.

Definitions

A. 'Highway Construction' is defined as all work associated with roads including removal of pavement and culverts, box culvert and highway culvert construction, road subgrade, road aggregate and pavement, topsoil and seed on road embankments. Where a road is used as part of the levee, highway construction rates shall apply.

B. Structures included in 'Highway Construction' are:

Structures 2, 3, 5, 7, 9, 10, 11, 12, 13, 14, 15 and 17.

C. 'Heavy Construction' is defined as all other work under this contract including clearing and grubbing, channel excavation, embankment, channel control structures, culverts and ditches that are not exclusively for draining roads, fencing, topsoil and seed in areas except road embankments, fencing.

D. Structures included in 'Heavy Construction' are:

Structures 1, 4, 6, 8 and cleanouts at railroad bridges.

E.

D. For purposes of mechanical dredging, dredging equipment consists of a clamshell, dragline, backhoe, bucket ladder or other mechanical excavation equipment on a barge or other suitable floating plant and the barges and tenders used to transport the dredged spoil to shore.

Applicable Wage Decision

The Davis-Bacon Wage Decision entitled ND010014, shall apply to all contract work that is not 'highway work' as that term is defined above.

The Davis-Bacon Wage Decision entitled ND010002, shall apply to all 'highway work' as that term is defined above.

**General Decision Number ND010014**

General Decision Number ND010014      Superseded General Decision No.  
ND000014

State: North Dakota

Construction Type:

HEAVY

County(ies):

BURLEIGH                      GRAND FORKS

CASS                              MORTON

HEAVY CONSTRUCTION PROJECTS (Excluding Sewer & Water Line

Construction & Drainage Projects)

Modification Number              Publication Date

0                                      03/02/2001

COUNTY(ies):

BURLEIGH                      GRAND FORKS

CASS                              MORTON

ELEC0714I    07/01/1998

	Rates	Fringes
BURLEIGH AND MORTON COUNTIES:		
ELECTRICIANS:		
ELECTRICIAN	21.95	10.5%+a
CABLE SPLICER	22.35	10.5%+a

FOOTNOTE;

a. \$4.50 per hour.

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ELEC14260    01/01/2000

	Rates	Fringes
CASS AND GRAND FORKS COUNTIES:		
WIREMAN	18.94	4.28+11.5%
CABLE SPLICER	19.89	4.28+11.5%

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SUND2006A    05/04/2000

	Rates	Fringes
LABORERS:		
Common	9.92	
Pipelayers	12.00	
PAINTER:		
Brush,Roller,& Spray	17.00	
POWER EQUIPMENT OPERATORS:		
Backhoe	15.74	4.84
Bobcat	12.60	4.50
Bulldozer	14.41	4.50
Crane	13.29	3.42
Front End Loader	14.93	
Motor Grader	18.10	
Scraper	16.13	
Tractor	12.13	
TRUCK DRIVER:		
Dump	8.50	

Tandem/Semi

15.77

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WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.  
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Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5(a)(1)(v)).  
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In the listing above, the "SU" designation means that rates listed under that identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

#### WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U. S. Department of Labor

200 Constitution Avenue, N. W.

Washington, D. C. 20210

4.) All decisions by the Administrative Review Board are final.

END OF GENERAL DECISION

### General Decision Number ND010002

General Decision Number ND010002      Superseded General Decision No.  
ND000002

State: North Dakota

Construction Type:

HIGHWAY

County(ies):

STATEWIDE

HIGHWAY CONSTRUCTION PROJECTS

Modification Number      Publication Date

0

03/02/2001

COUNTY(ies):

STATEWIDE

ELEC0714B    07/01/1998

	Rates	Fringes
ADAMS, BILLINGS, BOTTINEAU, BOWMAN, BURKE, BURLIEGH, DIVIDE, DUNN, EMMONS, GOLDEN VALLEY, GRANT, HETTINGER, MCHENRY, MCKENZIE, MCLEAN, MERCER, MORTON, MOUNTRIAL, OLIVER, PIERCE, RENVILLE, ROLLETTE, SHERIDAN, SOIUX, SLOPE, STARK, WARD, & WILLIAMS		

COUNTIES:

ELECTRICIANS:

ELECTRICIAN	21.95	10.5%+a
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CABLE SPLICER	22.35	10.5%+a
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FOOTNOTE;

a. \$4.50 per hour.

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ELEC0714C    10/01/2000

	Rates	Fringes
LINE CONSTRUCTION:		
LINEMAN	23.06	2.00+23.75%
CABLE SPLICER	23.06	2.00+23.75%
LINE EQUIPMENT OPERATOR	20.75	2.00+23.75%
GROUNDMAN	13.84	2.00+23.75%

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ELEC1426C    06/01/1993

	Rates	Fringes
BARNES, BENSON, CAVALIER, DICKEY, EDDY, FOSTER, GRAND FORKS, GRIGGS, KIDDER, LAMOURE, LOGAN, MCINTOSH, NELSON, PEMBINA,		

RAMSEY, RANSOM, RICHLAND, SARGENT, STEELE, STUTSMAN, TOWNER,  
TRAILL, WALSH, & WELLS COUNTIES:

ELECTRICIANS:

ELECTRICIAN	14.70	2.95+11.5%
CABLE SPLICER	15.45	2.95+11.5%

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ENGI0049B 11/01/2000

	Rates	Fringes
POWER EQUIPMENT OPERATORS:		
GROUP 1	16.85	5.65
GROUP 2	16.70	5.65
GROUP 3	16.45	5.65
GROUP 4	16.30	5.65
GROUP 5	15.45	5.65
GROUP 6	14.15	5.65

POWER EQUIPMENT OPERATORS CLASSIFICATIONS

GROUP 1:

All Terrain Vehicle Cranes 80 tons and over and Hydro Cranes 80 tons and over Crane Operator with 135' Boom and over Derrick (Guy & Stiff Leg) Gantry Crane Operator Helicopter Operator (Construction Work Only) Mole Operator, or Tunnel Mucking Machine Power Shovel and /or other Equipment with Shovel Type Controls 3-1/2 Cu. Yd. Mfg. Rated Capacity & Over Travelling Tower Crane

GROUP 2:

All Terrain Vehicle Cranes over 20 tons and up to 80 tons and Hydro Cranes 20 tons up to 80 tons Dredge Operator over 12" Finish Motor Grader Creter Crane Crane Operator up to 135' boom Master Mechanic: The inclusion of the classification of Master Mechanic in this Agreement does not mean that a Master Mechanic must be employed, but if employed, that he shall perform manual work Equipment Dispatcher Power Shovels up to 3-1/2 cu. yd. Mon-O-Rail Hoist Operator Front End Loader Operator over 8 cu. yd. Tugboat Backhoe Operator 3 cu. yds. and over

GROUP 3:

All Terrain Vehicle Cranes - thru 20 tons and Hydro Cranes thru 20 tons Drill Rigs, Heavy Duty Rotary or Churn or Cable Drill Front End Loader Operator 3 cu. yd. up thru 8 cu. yd. Locomotive, all types. Mechanic, Heavy Duty. Pipeline Wrapping, Cleaning & Bending Machine Operator. Power Actuated Horizontal Boring Machine Over 6" Operator. Refrigeration Plant Engineer. Slip Form Operator (Paving) (Concrete). Tandem Pushed Quad 9 or similar. Asphalt Paving Machine Operator. Asphalt Plant Operator. Motor Grader Operator. Crushing Plant Operator, Gravel Washing, and Screening Plant Operator Automated Grade Trimmer. Backhoe Operator over 1/2 cu. yd. up to 3 cu. yd. Boom Truck, Hydraulic - 8 tons and over. Cableway Operator Roto Milling Machine (surface planer) 43" and over. Concrete Batch Plant Operator Concrete Mixer Paving Machine Operator Concrete Paver - Bridge Decks Concrete Pump, Concrete Belt Placer, Dozer Operator Scraper Operator Tractor with boom attachment, Trenching Machine Operator, over 100 H.P. Dredge Operator or Engineer up thru 12" Paving Breaker - Non Hydro Hammer Type Power Actuated Horizontal Boring Machine over 6" Operator

## GROUP 4:

Asphalt Paving Screed Operator concrete Spreader Operator,  
 Backhoe up thru 1/2 cu. yd. Greaser Motor Grader  
 Operator (Haul Road) Paving Breaker Hydro Hammer Type  
 Console Board Operator Push Tractor Roller, Steel, and Rubber on  
 Hot Mix Asphalt Paving Rotomill Operator (up to 42")  
 Self-Propelled Traveling Soil Stabilizer Slip Form, Curb and  
 Gutter Operator Distributor Operator (bituminous)  
 Traeching Machine Operator. 40 H.P. - 100 H.P. Truck Mechanic  
 Forklift Operator Sheepsfoot Packer with Dozer Attachment - 100  
 H.P. and over Front End Loader 1-1/2 cu. yds. up to 3 cu. yds.  
 (Standard Mfg. Rating) Gravel Screeding Plant Operator (not  
 crushing or washing) Logitudinal Float and Spray Operator  
 Pugmill Operator Shouldering Machine Tamping Machine Operator  
 Tie Tamper and Ballast Machine Well Points

## GROUP 5:

Boom Truck A-Frame or Hydraulic 3 to 8 tons broom - Self-  
 Propelled Concrete Saw (Power Operated) Front End Loader Operator  
 up to 1-1/2 cu. yds. Mobile Cement Mixer Off Road Hauler  
 Power Actuated Augers and Boring Machine Operator - Up thru 6"  
 Roller, (on other than Hot Mix Asphalt Paving) Sand and Chip  
 Spreader - Self Propelled Truck Crane Oiler Vibrating Packer  
 Operator (Pad type) (Self-propelled) Water Spraying Equipment -  
 Self Propelled Sheepsfoot Roller on Compactor - Self Propelled

## GROUP 6:

Brakeman or Switchman Form Trench Digger (power)  
 Crane Oiler Gunit Operator Gunall Pick-up Sweeper, 1 yd. and  
 Over Hopper Capacity Tractor Pulling Compaction or Areating  
 Equipment Scissor Jack (self-propelled), Platform Lift  
 Trenching Machine Operator, Under 40 H.P. Curb Machine Operator  
 (Manual) Dredge or Tugboat Deck Hand Paint Machine Striping  
 Operator Stump Chipper Operator Straw Mulcher and Blower

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 SUND3001A 11/01/2000

	Rates	Fringes
CARPENTERS	15.50	2.85
CEMENT MASON/FINISHER	15.50	2.85
ELECTRICIANS:		
CASS COUNTY	14.72	3.40
LABORERS:		
GROUP 1:	10.50	
GROUP 2:	10.75	
GROUP 3:	10.90	
GROUP 4:	11.65	
FLAGGERS/PILOT CARS	10.50	

## LABORERS CLASSIFICATIONS

GROUP 1: General Construction Laborers: Sack Shaker (cement  
 and mineral filler): Pipe Handler: Drill Runner Tender:  
 Salamander Heater and Blower Tender.

GROUP 2: Semi Skilled Laborer: Bulk Cement Handler: Conduit  
 Layer, Telephone or Electrical: Form Setter (pavement): Gas  
 Electric or pneumatic tool operator: Chipping Hammer,  
 Grinders and Paving Brakers (tamper-drit) Concrete Vibrator  
 Operator: Chain Saw Operator: Concrete Saw Operator: Concrete  
 Curing Man (not water): Bituminous worker (Shoveler, Dumper,  
 Raker and Floated): Kettleman (bituminous or lead): Concrete

Bucket Signlman: Power Buggy Operator: Brick and Mason  
Tender: Multiplate Pipelayer: Culvert Pipe Layers: Concrete  
Finishers Tender. Carpenters Tenders.

GROUP 3: Caisson Worker: Bottom Man (sanitary sewer, storm  
sewer water and gas liners): Concrete Mixer Operator (one bag  
capacity): Mortar Mixer.

GROUP 4: Pipe Layers (sanitary sewer, storm sewer, water and  
gas lines): Drill runner (includes Wagon Churn or Air Track)  
Powderman, Guniting and Sandblast, (Nozzleman, Reinforcing  
Steel Setters/Tiers.

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TEAM0082A 11/01/2000

	Rates	Fringes
TRUCK DRIVER:		
Single Axle	14.47	5.20
Tandem Tri/Axle Truck	14.59	5.20
Tandem Tri/Axle Semi	14.90	5.20
Lowboy	14.90	5.20
Off Road Heavy Duty End Dump		
20 Yards And Under	14.90	5.20
Euclid, Over 20 Yards	15.67	5.20

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operation to which welding is incidental.

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